

01-12-00

GAU 2736

Please type a plus sign (+) inside this box → ☐PTO/SB/29 (2/98)
Approved for use through 09/30/00. OMB 0651-0032
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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**CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL**

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

CHECK BOX, if applicable:

☐ DUPLICATE

Address to:

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

Attorney Docket No.	002964.P001
First Named Inventor	Jack Rieley
Examiner Name	2736
Group / Art Unit	Pezzlo, J.
Express Mail Label No.	EM560645421US

This is request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d),
(continued prosecution application (CPA)) of prior application number 08/829,857,
filed on April 1, 1997, entitled METHOD AND APPARATUS FOR TRANSMISSION AND
RETRIEVAL OF FACSIMILE AND AUDIO MESSAGES OVER A CIRCUIT OR PACKET SWITCHED.

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

- ☐ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
- ☐ A preliminary amendment is enclosed.
- This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53 (d)(4).
 - ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:
 01/12/2000 SLUW61 00000124 08829857
 01 FC:131 690.00 CP ✓
 - ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
- ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
- Information Disclosure Statement (IDS) is enclosed:
 - ☐ PTO-1440
 - ☐ Copies of IDS Citations

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box CPA, Washington, DC 20231.

01/12/2000 SLUW61 00000124 08829857

870.00 CP

02 FC:117

Please type a plus sign (+) inside this box → ☐

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c))	1 -20* =	0	x \$ 18.00 =	\$ 0.00
	INDEPENDENT CLAIMS(37 CFR 1.16(b))	1 -3** =	0	x \$ 78.00 =	0.00
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+\$ _____ =	
				BASIC FEE (37 CFR 1.16(a))	690.00
				Total of above Calculations =	690.00
	Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).				
	* Reissue claims in excess of 20 and over original patent. ** Reissue Independent claims over original patent.				TOTAL = 690.00

6. Small entity status:

- a. ☐ A small entity statement is enclosed.
b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
c. ☐ Is no longer claimed.

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 02 -2666:

- a. ☒ Fees required under 37 CFR 1.16.
b. ☒ Fees required under 37 CFR 1.17.
c. ☒ Fees required under 37 CFR 1.18.

8. ☒ A check in the amount of \$ \$690.00 is enclosed.

9. ☒ Other: Fee Transmittal; Check for \$780.00 for 3 mo. Extension of Time
Return Postcard

NOTE: The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

10. NEW CORRESPONDENCE ADDRESS

☐ Customer Number of Bar Code Label

or ☒ Correspondence address below

(Insert Customer No. or Attach bare code label here)

George G. C. Tseng, Reg. No. 41,355

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

ADDRESS 12400 Wilshire Boulevard, Seventh Floor

CITY Los Angeles

STATE

California

ZIP CODE

90025

COUNTRY U.S.A.

TELEPHONE

(310) 207-3800

FAX

(310) 820-5988

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

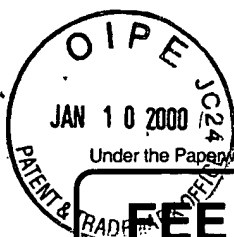
NAME

George G. C. Tseng, Reg. No. 41,355

SIGNATURE

DATE

January 10, 2000



PTO/SB/17 (2/98)

Approved for use through 09/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL		Complete if Known		
<i>Patent fees are subject to annual revision on October 1. These are the fees effective October 1, 1997. Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.28 and 1.28.</i>		Application Number	08/829,857	
		Filing Date	04/01/97	
		First Named Inventor	Jack Rieley, et al.	
		Examiner Name	Pezzlo, J.	
		Group Art Unit	2736	
TOTAL AMOUNT OF PAYMENT	(\$)	870.00	Attorney Docket Number	002964.P001

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)																																																																																																																					
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:</p> <p>Deposit Account Number <u>02-2666</u></p> <p>Deposit Account Name <u>Blakely, Sokoloff, Taylor & Zafman LLP</u></p> <p><input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Charge the Issue Fee Set in 37 CFR 1.38 at the Mailing of the Notice of Allowance, 37 CFR 1.311(b)</p> <p>2. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other</p>		<p>3. ADDITIONAL FEE</p> <table border="1"><thead><tr><th>Large Entity Fee Code</th><th>Small Entity Fee Code</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>105</td><td>130 205</td><td>65 Surcharge - late filing fee or oath</td><td></td></tr><tr><td>127</td><td>50 227</td><td>25 Surcharge - late provisional filing fee or cover sheet.</td><td></td></tr><tr><td>139</td><td>130 139</td><td>130 Non-English specification</td><td></td></tr><tr><td>147</td><td>2,520 147</td><td>2,520 For filing a request for reexamination</td><td></td></tr><tr><td>112</td><td>920 112</td><td>920 Requesting publication of SIR prior to Examiner action</td><td></td></tr><tr><td>113</td><td>1,840 113</td><td>1,840 Requesting publication of SIR after Examiner action</td><td></td></tr><tr><td>115</td><td>110 215</td><td>55 Extension for response within first month</td><td></td></tr><tr><td>116</td><td>380 216</td><td>190 Extension for response within second month</td><td></td></tr><tr><td>117</td><td>870 217</td><td>435 Extension for response within third month</td><td></td></tr><tr><td>118</td><td>1,360 218</td><td>680 Extension for response within fourth month</td><td></td></tr><tr><td>128</td><td>1,850 228</td><td>925 Extension for response within fifth month</td><td></td></tr><tr><td>119</td><td>300 219</td><td>150 Notice of Appeal</td><td></td></tr><tr><td>120</td><td>300 220</td><td>150 Filing a brief in support of an appeal</td><td></td></tr><tr><td>121</td><td>260 221</td><td>130 Request for oral hearing</td><td></td></tr><tr><td>138</td><td>1,360 138</td><td>1,360 Petition to institute a public use proceeding</td><td></td></tr><tr><td>140</td><td>110 240</td><td>55 Petition to revive - unavoidably</td><td></td></tr><tr><td>141</td><td>1,210 241</td><td>605 Petition to revive - unintentionally</td><td></td></tr><tr><td>142</td><td>1,210 242</td><td>605 Utility issue fee (or reissue)</td><td></td></tr><tr><td>143</td><td>430 243</td><td>215 Design issue fee</td><td></td></tr><tr><td>144</td><td>580 244</td><td>290 Plant issue fee</td><td></td></tr><tr><td>122</td><td>130 122</td><td>130 Petitions to the Commissioner</td><td></td></tr><tr><td>123</td><td>50 123</td><td>50 Petitions related to provisional applications</td><td></td></tr><tr><td>126</td><td>240 126</td><td>240 Submission of Information Disclosure Stmt</td><td></td></tr><tr><td>581</td><td>40 581</td><td>40 Recording each patent assignment per property (times number of properties)</td><td></td></tr><tr><td>146</td><td>760 246</td><td>380 Filing a submission after final rejection (37 CFR 1.129(a))</td><td></td></tr><tr><td>149</td><td>760 249</td><td>380 For each additional invention to be examined (37 CFR 1.129(b))</td><td></td></tr><tr><td colspan="2">Other fee (specify) _____</td><td></td><td></td></tr><tr><td colspan="2">Other fee (specify) _____</td><td></td><td></td></tr></tbody></table>		Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid	105	130 205	65 Surcharge - late filing fee or oath		127	50 227	25 Surcharge - late provisional filing fee or cover sheet.		139	130 139	130 Non-English specification		147	2,520 147	2,520 For filing a request for reexamination		112	920 112	920 Requesting publication of SIR prior to Examiner action		113	1,840 113	1,840 Requesting publication of SIR after Examiner action		115	110 215	55 Extension for response within first month		116	380 216	190 Extension for response within second month		117	870 217	435 Extension for response within third month		118	1,360 218	680 Extension for response within fourth month		128	1,850 228	925 Extension for response within fifth month		119	300 219	150 Notice of Appeal		120	300 220	150 Filing a brief in support of an appeal		121	260 221	130 Request for oral hearing		138	1,360 138	1,360 Petition to institute a public use proceeding		140	110 240	55 Petition to revive - unavoidably		141	1,210 241	605 Petition to revive - unintentionally		142	1,210 242	605 Utility issue fee (or reissue)		143	430 243	215 Design issue fee		144	580 244	290 Plant issue fee		122	130 122	130 Petitions to the Commissioner		123	50 123	50 Petitions related to provisional applications		126	240 126	240 Submission of Information Disclosure Stmt		581	40 581	40 Recording each patent assignment per property (times number of properties)		146	760 246	380 Filing a submission after final rejection (37 CFR 1.129(a))		149	760 249	380 For each additional invention to be examined (37 CFR 1.129(b))		Other fee (specify) _____				Other fee (specify) _____			
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SUBMITTED BY		Complete (if applicable)	
Typed or Printed Name	George G. C. Tseng, Reg. No. 41,355	Reg. Number	
Signature		Date	01/10/00
		Deposit Account User ID	02-2666

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